

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

PAUL PIZZUTO

Plaintiff,

vs.

AIRBORNE EXPRESS, INC., STEVEN
CROSSKEN, JOSEPH HAMILTON,
GREG SWEATT, AND ARTHUR
LEVERIS,

Defendants.

Civil Action No. 04-12492

**ASSENTED TO MOTION TO EXTEND TIME FOR PLAINTIFF TO RESPOND
TO DEFENDANTS' MOTION TO DISMISS**

Plaintiff moves, with the assent of Defendants, for an extension of time for Plaintiff to respond to Defendants' Motion To Dismiss from 3/14/05 to 3/28/05.

In support of this motion, Plaintiff states that the additional time is needed due to conflicting commitments of Plaintiff's counsel that will not allow sufficient time to respond adequately to Defendants' motion within the time allowed by the rules.

Plaintiff respectfully requests that the Court extend the time for Plaintiff to respond to Defendants' Motion To Dismiss from 3/14/05 to 3/28/05.

PAUL PIZZUTO,

By his attorneys,

/ s / Richard A. Mulhearn

Richard A. Mulhearn (BBO No. 359680)
Law Office of Richard A. Mulhearn, P.C.
41 Elm Street
Worcester, Massachusetts 01609
(508) 753-9999

Assented to:

AIRBORNE EXPRESS, INC., STEVEN
CROSSKEN, JOSEPH HAMILTON, GREG
SWEATT, AND ARTHUR LEVERIS,

By their attorneys,

/s/ C. Max Perlman

C. Max Perlman (BBO No. 630395)

Jennifer Catlin Tucker (BBO No. 547944)

Sullivan, Weinstein & McQuay, P.C.

Two Park Plaza

Boston, MA 02116-3902

(617) 348-4300

Dated: March 2, 2005.